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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 JOSEPH TIMBANG ANGELES, NOE
11 LASTIMOSA, on behalf of themselves and
12 on behalf of others similarly situated, and the
13 general public,

14 Plaintiffs,

15 v.

16 US AIRWAYS, INC., and DOES 1 through
17 50,

18 Defendants.
19 _____/

No. C 12-05860 CRB

**ORDER GRANTING MOTION FOR
CLASS CERTIFICATION, DENYING
MOTION FOR JUDGMENT ON THE
PLEADINGS, AND DENYING
MOTION TO DENY CLASS
CERTIFICATION**

20 Plaintiffs Joseph Timbang Angeles and Noe Lastimosa's ("Plaintiffs'") Motion for
21 Class Certification (dkt. 64) as well as Defendant's Motion to Deny Class Certification (dkt.
22 59) and Motion for Judgment on the Pleadings (dkt. 57) came on for hearing before this
23 Court on April 4, 2014 at 10:00 A.M.

24 After consideration of all of the papers submitted and all other matters presented to
25 the Court in this action, the Court GRANTS Plaintiffs' Motion for Class Certification, for
26 Appointment of Class Representative, and Class Counsel. The Court acknowledges that
27 Plaintiffs are no longer pursuing their Fourth Claim.

28 The Court DENIES Defendant's Motion for Judgment on the Pleadings because the
Court previously addressed the same arguments at the motion to dismiss phase. See Order
Re MTD (dkt. 23) at 8. The law of the case doctrine precludes the Court from revisiting its

1 decision as to those arguments previously raised and ruled upon. United States v. Phillips,
2 367 F.3d 846, 856 (9th Cir. 2004) (“The law of the case doctrine precludes a court from
3 reconsidering an issue that it has already resolved.”).

4 The Court also DENIES Defendant’s Motion to Deny Class Certification.
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6 **IT IS SO ORDERED.**
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10 Dated: April 4, 2014

CHARLES R. BREYER

UNITED STATES DISTRICT JUDGE